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PATENT, TRADEMARK, COPYRIGHT  
 AND UNFAIR COMPETITION LAW  
 AND RELATED LITIGATION

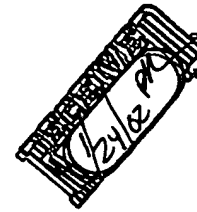
EDMUND P. WOOD 1923-1968  
 TRUMAN A. HERRON 1935-1976  
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January 24, 2002

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**Official****FACSIMILE COVER SHEET**

To: Examiner Thomas A. Dixon  
 Assistant Commissioner for Patents  
 Washington, D.C. 20231

From: Scott A. Stinebruner  
 Reg. No. 38,323

Fax: 703-746-7293

Re: U.S. Patent Application

Serial No. 09/314,324  
 Filed: May 19, 1999  
 Applicant: William Joseph Armstrong et al.  
 Art Unit: 2161  
 Confirmation No.: 5010  
 Our Ref: IBM/91

Enclosures:

Fax Cover Sheet containing Certificate  
 of Facsimile Transmission  
 Amendment Transmittal (in duplicate)  
 containing Certificate of Facsimile  
 Transmission  
 Amendment and Response

Pages: 18 (including cover sheet)

**MESSAGE/COMMENTS****OFFICIAL****CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this correspondence and the enclosures noted herein (18 total pages) are being transmitted via facsimile transmission to Examiner Thomas A. Dixon, Assistant Commissioner for Patents, Washington, D.C. 20231 at 703-746-7293 on January 24, 2002.

*Judith L. Volk*  
 Judith L. Volk

*January 24, 2002*  
 Date

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**PATENT**  
Att'y Docket No. IBM/91/124  
Confirmation No. 5010

CERTIFICATE OF FACSIMILE TRANSMISSION	
I hereby certify that this correspondence and the enclosures noted herein (18 total pages) are being transmitted via facsimile transmission to <u>Examiner Thomas A. Dixon</u> , Assistant Commissioner for Patents, Washington, D.C. 20231 at 703-746-7293 on <u>January 24, 2002</u> .	
<u>Judith L. Volk</u> Judith L. Volk	<u>January 24, 2002</u> Date

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	William Joseph Armstrong et al.	Art Unit:	2161
Serial No.:	09/314,324	Examiner:	Thomas A. Dixon
Filed :	May 19, 1999		
For :	MANAGEMENT OF A CONCURRENT USE LICENSE IN A LOGICALLY-PARTITIONED COMPUTER		

Assistant Commissioner for Patents  
Washington, DC 20231

### AMENDMENT TRANSMITTAL

- ☒ Transmitted herewith is An Amendment and Response.
- ☐ Small Entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.  
☐ Enclosed is a verified statement to establish Small Entity status  
☒ Other than a Small Entity
- The fee has been calculated as shown below:

#### CALCULATION OF FEES

Fee:	Number of Claims After Amendment		Previously Paid For:	No. Extra:	At Rate:	Amount:
Total Claims	20	minus	20	0	\$18	\$0.00
Independent Claims	4	minus	4	0	\$84	\$0.00
MULTIPLE DEPENDENT CLAIM FEE					\$280	\$0.00
TOTAL FEE FOR CLAIMS:-						\$0.00

- ☒ No additional fee for claims is required.

4. ☐ Attached is a check in the sum of \$\_\_\_\_\_ for additional claims.  
☐ Please charge my Deposit Account No. 23-3000 in the amount of \$\_\_\_\_\_.
5. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply. Complete (a) or (b) as applicable.

- ☐ (a) Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

	<u>Ext. Mos.</u>	<u>Large entity</u>	<u>Small entity</u>
<input type="checkbox"/>	one month	\$ 110.00	\$ 55.00
<input type="checkbox"/>	two months	\$ 400.00	\$ 200.00
<input type="checkbox"/>	three months	\$ 920.00	\$ 460.00
<input type="checkbox"/>	four months	\$1,440.00	\$ 720.00
<input type="checkbox"/>	five months	\$1,960.00	\$ 980.00

Extension fee due with this request:

\$ \_\_\_\_\_

Method of Payment:

Check enclosed in the amount of \$ \_\_\_\_\_

If an additional extension of time is required, please consider this a petition therefor.

(Check and complete the next item, if applicable)

- ☐ An extension for \_\_\_\_ months has already been secured and the fee paid thereof of \$\_\_\_\_ is deducted from the total fee due for the total months of extension now requested. Extension fee due with this request \$\_\_\_\_.
- OR**
- ☒ (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.
6. ☒ If any additional fee for claims or extension of time is required, charge Account No. 23-3000.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

By:



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Reg. No. 38,323

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**Enclosed:**

Fax Cover Sheet containing Certificate of Facsimile Transmission  
Amendment Transmittal (in duplicate) containing Certificate of Facsimile Transmission  
Amendment and Response

PATENT

IBM/91  
Confirmation No. 5010

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: William Joseph Armstrong et al. Art Unit: 2161  
Serial No.: 09/314,324 Examiner: Thomas A. Dixon  
Filed: May 19, 1999 Atty. Docket No.: IBM/91  
For: MANAGEMENT OF A CONCURRENT USE LICENSE IN A LOGICALLY-  
PARTITIONED COMPUTER

AMENDMENT AND RESPONSE

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

In reply to the Office Action dated November 8, 2001, the following amendments and remarks are provided:

AmendmentsIn the Specification

Please replace the paragraph beginning at page 1, line 4 with the following rewritten paragraph:

A1  
This patent application is related to the following patent applications: U.S. Patent Application RO999-021, entitled "Apparatus and Method for Specifying Maximum Interactive Performance in a Logical Partition of a Computer System Independently from the Maximum Interactive Performance in Other Partitions," serial no. 09/314,541 filed May 19, 1999 by Armstrong et al.; U.S. Patent Application RO999-022, entitled "Processor Reset Generated via Memory Access Interrupt," serial no. 09/314,769 filed May 19, 1999 by Armstrong et al.; U.S. Patent Application RO999-024, entitled "Event-Driven Communications Interface for Logically-Partitioned Computer," serial no. 09/314,187 filed May 19, 1999 by Armstrong et al. (now issued as U.S. Patent No. 6,279,046); and U.S. Patent Application RO999-025, entitled "Logical Partition Manager and Method," serial no. 09/314,214 filed May 19, 1999.